

REMARKS/ARGUMENTS

Reconsideration of this application is requested. Claims 35, 37 and 41-43 are in the case.

I. CLAIM OBJECTIONS

Claim 39 has been objected to as being an essential duplicate of claim 36. Claim 39 has been cancelled without prejudice.

II. THE 35 U.S.C. §112, FIRST PARAGRAPH, REJECTION

Claims 35, 36, 38-40, 42 and 43 stand rejected under 35 U.S.C. §112, first paragraph, on alleged lack of enablement grounds. In response, and without conceding to the merit of this rejection, claim 35 has been amended to incorporate the subject matter of claim 36 and to remove the last paragraph referring to at least 40 amino acids having a contiguous sequence of at least 40 amino acids identical to a contiguous amino acid sequence comprising SEQ ID NO:424. The subject matter deleted from the present application has been cancelled without prejudice to the possibility of pursuing that subject matter in a separate continuing application.

It is believed that amino acid sequences having at least 95% identity to SEQ ID NO:424 are enabled by the present specification. One of ordinary skill would have no difficulty in carrying out the invention as claimed without the exercise of undue experimentation based on the present disclosure and the level of ordinary skill in this art. Reconsideration and withdrawal of the outstanding lack of enablement rejection are accordingly respectfully requested.

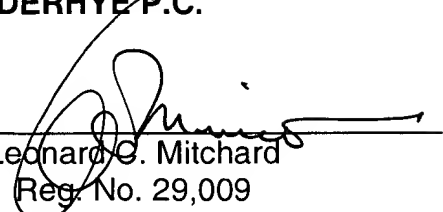
ROSS et al
Appl. No. 09/581,286
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Favorable action on this application is awaited.

Respectfully submitted,

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By: _____


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